

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

LR No.: 1005-01
Bill No.: HB 267
Subject: Counties: Ordinances
Type: Original
Date: February 7, 2003

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2004	FY 2005	FY 2006
Total Estimated Net Effect on General Revenue Fund	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2004	FY 2005	FY 2006
Total Estimated Net Effect on Other State Funds	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.
This fiscal note contains 4 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2004	FY 2005	FY 2006
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2004	FY 2005	FY 2006
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Officials of the **Cass County Clerk's Office** assume that each time an election would be held to approve an ordinance the county would have election costs of approximately \$40,000.

Officials of **Jefferson County Commission** assume no fiscal impact.

Officials of **Franklin County** assume no fiscal impact.

Oversight assumes this proposal is enabling legislation and would have no fiscal impact as written. Before a non-charter county would have fiscal impact, the counties governing body or the citizens by petition would have to act. Fiscal impact would be from the cost of an election. This proposal requires any election to be held at the same time as "the next general election". If held at the same time as another election costs would be minimized. Oversight will show fiscal impact as \$0, because this proposal as written, does not mandate certain counties to pass ordinances and to hold elections. Oversight assumes no state fiscal impact.

ASSUMPTION (continued)

Counties not responding are as follows:

The counties of Callaway, Cape Girardeau, Boone, Clay, Greene, Johnson, Marion, and Taney Counties.

<u>FISCAL IMPACT - State Government</u>	FY 2004	FY 2005	FY 2006
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2004	FY 2005	FY 2006
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

DESCRIPTION

This bill authorizes any county without a charter form of government to adopt ordinances, resolutions, and regulations related to its property, affairs, and government that are not governed by the constitution or state statute. The General Assembly has the power to further define, broaden, limit, or otherwise regulate the power of a county to adopt any ordinance, resolution, or regulation. The county may submit any ordinance, resolution, or regulation to the voters for approval. The bill also allows a petition to be submitted by a qualified voter to the governing body of the county proposing an ordinance, resolution, or regulation. The petition must be signed by 15% of the qualified voters outlined in the bill. Upon the filing of a valid petition, the governing body of the county must place the question on the ballot at the next general election for approval or rejection.

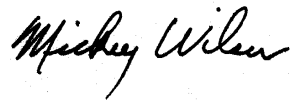
This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Cass County Clerk
Jefferson County Commission
Franklin County Commission

NOT RESPONDING

Callaway County
Cape Girardeau County
Boone County
Clay County
Greene County
Johnson County
Marion County
Taney County



Mickey Wilson, CPA
Director
February 7, 2003